

JUL 25 2012

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

07 UNITED STATES OF AMERICA, ) CASE NO. MJ 12 - 392  
08 Plaintiff, )  
09 v. ) DETENTION ORDER  
10 GUMERCINDO GUZMAN-TORRES, )  
11 Defendant. )  
\_\_\_\_\_ )

13 Offenses charged:

- 14 Count 1 – Conspiracy to Distribute Heroin (100+ gr.) and Methamphetamine (50+ gr.)
- 15 Count 5 – Possession of Methamphetamine with Intent to Distribute
- 16 Count 9 – Illegal Alien in Possession of Firearm

18 | Date of Detention Hearing: July 25, 2012.

19 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
20 based upon the factual findings and statement of reasons for detention hereafter set forth,  
21 finds that no condition or combination of conditions which defendant can meet will  
22 reasonably assure the appearance of defendant as required and the safety of other persons and

01 the community.

02 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

03 1. Defendant is a citizen of Mexico, and is present in this country illegally,  
04 according to records of the U.S. Marshal and the Bureau of Immigration and Customs  
05 Enforcement.

06 2. There is an immigration detainer pending against defendant. The issue of his  
07 release on this charge is therefore essentially moot.

08 3. Upon advice of counsel, defendant declined to be interviewed by this court's  
09 pretrial services officer. The court therefore has very limited additional information about  
10 defendant.

11 4. Defendant and his counsel offered no evidence, proffer or argument to contest  
12 the entry of an order of detention.

13 5. There does not appear to be any condition or combination of conditions that  
14 will reasonably assure the defendant's appearance at future Court hearings while addressing  
15 the danger to other persons or the community.

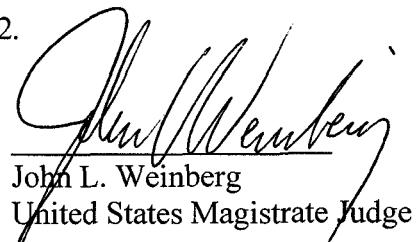
16 It is therefore ORDERED:

17 1. Defendant shall be detained pending trial and committed to the custody of the  
18 Attorney General for confinement in a correction facility separate, to the extent  
19 practicable, from persons awaiting or serving sentences or being held in custody  
20 pending appeal;

21 2. Defendant shall be afforded reasonable opportunity for private consultation with  
22 counsel;

01 3. On order of the United States or on request of an attorney for the Government, the  
02 person in charge of the corrections facility in which defendant is confined shall deliver  
03 the defendant to a United States Marshal for the purpose of an appearance in  
04 connection with a court proceeding; and  
05 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
06 for the defendant, to the United States Marshal, and to the United State Pretrial  
07 Services Officer.

08 DATED this 25 day of July, 2012.



John L. Weinberg  
United States Magistrate Judge